

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Bruce H. KenKnight et al.	Examiner:	Jessica L. Reidel
Serial No.:	10/669,170	Group Art Unit:	3766
Filed:	September 23, 2003	Docket:	279.565US1
Title:	DEMAND-BASED CARDIAC FUNCTION THERAPY		

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with 37 C.F.R. §§ 1.97 *et. seq.*, the enclosed materials are brought to the attention of the Examiner for consideration in connection with the above-identified patent application. Applicants respectfully request that this Information Disclosure Statement be entered and the documents listed on the attached Form 1449 be considered by the Examiner and made of record. Pursuant to the provisions of MPEP 609, Applicants request that a copy of the 1449 form, initialed as being considered by the Examiner, be returned to the Applicants with the next official communication.

Pursuant to 37 C.F.R. §1.97(b), it is believed that no fee or statement is required with the Information Disclosure Statement. However, the Commissioner is hereby authorized to charge the required fees to Deposit Account No. 19-0743 in order to have this Information Disclosure Statement considered.

Pursuant to 37 C.F.R. 1.98(a)(2), Applicant believes that copies of cited U.S. Patents and Published Applications, and Non-Published Applications identifiable by USPTO Serial Number, are no longer required to be provided to the Office. Notification of this change to this effect was provided in the United States Patent and Trademark Office OG Notices dated October 12, 2004 and October 19, 2004. Thus, Applicant has not included copies of any US Patents or US Patent Applications identifiable by serial number that may be cited with this submission. Should the Office require copies to be provided, Applicant respectfully requests that notice of such requirement be directed to Applicant's below-signed representative. Applicant acknowledges the requirement to submit copies of foreign patent documents and non-patent literature in accordance with 37 C.F.R. 1.98(a)(2).

The Examiner is invited to contact the Applicants' Representative at the below-listed telephone number if there are any questions regarding this communication.

Respectfully submitted,

BRUCE H. KENKNIGHT ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402
(612) 373-6912

Date June 4, 2007

By

J. Kevin Parker
J. Kevin Parker
Reg. No. 33,024

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 4 day of June 2007.

Name

Signature

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2" style="text-align: left;"><i>Complete if Known</i></td> </tr> <tr> <td style="width: 60%;">Application Number</td> <td>10/669,170</td> </tr> <tr> <td>Filing Date</td> <td>September 23, 2003</td> </tr> <tr> <td>First Named Inventor</td> <td>KenKnight, Bruce</td> </tr> <tr> <td>Group Art Unit</td> <td>3766</td> </tr> <tr> <td>Examiner Name</td> <td>Reidel, Jessica</td> </tr> </table>	<i>Complete if Known</i>		Application Number	10/669,170	Filing Date	September 23, 2003	First Named Inventor	KenKnight, Bruce	Group Art Unit	3766	Examiner Name	Reidel, Jessica
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US PATENT DOCUMENTS				
Examiner Initial *	USP Document Number	Publication Date	Name of Patentee or Applicant of cited Document	Filing Date If Appropriate
	US-20020128563A1	09/12/2002	Carlson, G. M., et al.	03/08/2001
	US-20040093034A1	05/13/2004	Girouard, Steven D., et al.	11/12/2002
	US-20050090719A1	04/28/2005	Scheiner, A., et al.	10/28/2003
	US-20050261741A1	11/24/2005	Libbus, Imad, et al.	05/20/2004
	US-20060195038A1	08/31/2006	Carlson, G. M., et al.	05/10/2006
	US-20060241704A1	10/26/2006	Shuros, Allan , et al.	04/25/2005
	US-20060259088A1	11/16/2006	Pastore, Joseph M., et al.	05/13/2005
	US-20060287684A1	12/21/2006	Baynham, Tamara C., et al.	05/11/2006
	US-6,238,422	05/29/2001	Oort, G. V.	02/25/1999
	US-6,763,267	07/13/2004	Ding, J.	01/22/2002
	US-6,865,420	03/08/2005	Kroll, Mark W.	01/14/2002
	US-7,062,314	06/13/2006	Zhu, Q. , et al.	12/28/2001
	US-7,069,070	06/27/2006	Carlson, G. M., et al.	05/12/2003

FOREIGN PATENT DOCUMENTS				
Examiner Initials*	Foreign Document No	Publication Date	Name of Patentee or Applicant of cited Document	T ²
	EP-1437159A1	07/14/2004	Koh, S., et al.	
	WO-04033036A2	04/22/2004	Yomtov, B., et al.	
	WO-2006079010A1	07/27/2006	Rouw, M., et al.	
	WO-2006121842A3	11/16/2006	Pastore, J. M., et al.	

OTHER DOCUMENTS -- NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		KONING, M M., "Rapid ventricular pacing produces myocardial protection by nonischemic activation of KATP+ channels", <u>Circulation</u> , 93(1), (January 1, 1996),178-186	
		MURRY, C. E., "Preconditioning with ischemia: a delay of lethal cell injury in ischemic myocardium", <u>Circulation</u> , 74(5), (1986),1124-1136	

EXAMINER

DATE CONSIDERED